

29561-1
Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:
Gregory R. Pockat et al.

Group Art Unit: Unassigned

Serial Number: Unassigned

Examiner: Unassigned

Filed: Concurrently herewith

Title: ANTI-TRANSFER FILM AND PACKAGE

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to Applicants' duty of disclosure set forth in 37 C.F.R. §1.56, Applicants wish to bring to the Examiner's attention the references listed on the attached PTO Forms 1449.

No representation is made, and no representation is intended, that more relevant material does not exist or that the order of presentation of these materials in any way reflects their relative pertinence. The references cited on the attached PTO Forms 1449 are not intended to constitute an admission of any kind. Specifically, this presentation is not an admission that any of the items listed on the attached PTO Forms 1449 are properly citable against the above-identified application.

I hereby certify that this paper for fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and is addressed to: COMMISSIONER FOR PATENTS, P.O. Box 1450 Alexandria, VA 22313-1450.

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Eric J. Lalor
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(SIGNATURE)

In accordance with the provisions of 37 C.F.R. §1.98, the references are listed on the attached PTO Forms 1449 and copies are submitted herewith. The attached copies may have been pulled from Applicants' or assignee's file. Accordingly, some of the references may have written indicia thereon. It is requested that the Examiner ignore all such written indicia as such indicia may not be relevant to the instant case or may not be an accurate characterization of the reference.

This Information Disclosure Statement is being filed before issuance of a first Office Action or within three months of the filing date of the referenced patent application. Accordingly, no fee is due. Nevertheless, the Commissioner is hereby authorized to charge payment of any additional fees due under 37 C.F.R. §1.17 or credit any overpayment to Deposit Account No. 23-2130.

It is Applicants' desire to have these references available in the record for both the Examiner and the public to review. Applicants, therefore, request that the Examiner review the entire disclosure of each reference and make all references of record.

U.S. Patent Documents:

5,037,662	Poulose et al
5,110,609	Lewis et al
5,523,136	Fischer et al
5,858,446	Lewis et al
5,962,092	Kuo et al
6,046,254	Kneale

Other Documents:

FRAZIER, WILLIAM C. "FOOD MICROBIOLOGY". 1988. Pages 5-10 and 16.
McGraw-Hill, US. (7 sheets)

CURWOOD. "CURLAM GRADE 1830-G" Product Literature, 01/02/1998, (1 sheet) which is indicative of a series of such films of varying thicknesses, which were known prior to the invention claimed by applicants. Actual structure of the "2.0 mil Coex EVOH EVA" illustrated in the product literature was
"PE/Tie/EVOH/Tie/EVA containing anti-fog additive."

Applicants hereby state that, prior to May 2, 2000, the following structures were manufactured in the U.S. The numbers are thickness in mils, followed by percentages by weight in the coextrusion.

No.	Laminate			Coextrusion			Tie Layer	Seal Comp. 1	Seal Comp. 2	Thickness of Coextru.
	OPET Layer	PVDC Layer	Adh Layer	PE Layer	Tie Layer	EVOH Layer				
1	0.5	0.1	0.15	2.6/52%	.25/5%	0.6/12%	0.25/5%	.65/13%	.65/13%	5 mils.
2	0.5	0.0	0.15	0.7/35%	.2/10%	0.2/10%	0.2/10%	.7/35%	----	2 mils.
3	0.5	0.0	0.15	.28/14%	.18/9%	0.3/15%	0.18/9%	.38/19%	.68/34%	2 mils.

The compositions of the seal components in the above table are as follows:

No.	Seal Comp. 1	Seal Comp. 2
1	LLDPE	LLDPE
2	EVA*	
3	LLDPE	EVA*

*87.7 weight percent EVA, 12.3 weight percent concentrate; concentrate = 15 parts by weight ATMER 645, 85 parts by weight NUCREL® 903.

Respectfully submitted,
Gregory R. Pockat et al.

By: Thomas D. Wilhelm
Thomas D. Wilhelm
Attorney for Applicants
(Reg. No. 28,794)

Customer Number:



23482

PATENT TRADEMARK OFFICE

Wilhelm Law Service
100 W. Lawrence St., Third Floor
Appleton, Wisconsin
920-831-0100
920-831-0101FAX

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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	unassigned
Filing Date	concurrently herewith
First Named Inventor	Gregory Pockat et al
Art Unit	unassigned
Examiner Name	unassigned
Attorney Docket Number	29561-1

Sheet 1 of 2

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 5,037,662	08/06/1991	Poulose et al	
		US- 5,110,609	05/05/1992	Lewis et al	
		US- 5,523,136	06/04/1996	Fischer et al	
		US- 5,858,446	01/12/1999	Lewis et al	
		US- 5,962,092	10/05/1999	Kuo et al	
		US- 6,046,254	04/04/2000	Kneale	
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FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				

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SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Complete if Known	
		Application Number	unassigned
		Filing Date	concurrently herewith
		First Named Inventor	Gregory Pockat et al
		Art Unit	unassigned
		Examiner Name	unassigned
Sheet	2	of	2
		Attorney Docket Number	29561-1

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		FRAZIER, WILLIAM C., "FOOD MICROBIOLOGY". 1988. Pages 5-10 and 16. McGraw-Hill, US. (7 sheets)	
		CURWOOD, "CURLAM GRADE 1830-G." 01/02/1998. Product Literature. (1 sheet)	

Examiner Signature		Date Considered	
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¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

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